

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/519,142 Confirmation No.: 3201
Applicant : Henrik JENSEN, et al.
Filed : September 27, 2005
Title : METHOD FOR PRODUCTION OF A PRODUCT HAVING SUB-MICRON PRIMARY PARTICLE SIZE, PRODUCT PRODUCED BY THE METHOD AND APPARATUS FOR USE OF THE METHOD
TC/Art Unit : 1793
Examiner: J. Smith

Docket No. : 55320.000401
Customer No. : 21967

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, applicants submit attached Form PTO-SB/08A (modified) for consideration and request the references cited therein be made of record by the U.S. Patent and Trademark Office in the above-captioned application.

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), copies of cited U.S. patents and/or U.S. patent application publications for national stage applications under 35 U.S.C. 371, are not being provided.

The attached documents were cited by the Japanese Patent Office ("JPO") in the Official Action ("Action") dated February 10, 2009 of the corresponding patent application in Japan No. 2004-514594 and relevance as asserted by the JPO Examiner is indicated on the enclosed Action.

In considering the cited references, it may be noted by the Examiner that certain of the references may contain markings, underlinings, and/or other notations. These markings, underlinings, and/or other notations are not to be construed as drawing the Examiner's attention either to selected parts or away from other parts of the cited references. Any such markings were either present on the copies of the cited references obtained by the associated individuals, or were made thereon during the study of the references by the associated individuals.

Applicants respectfully point out that the submission of the listed references in this Information Disclosure Statement is not an admission that they are prior art or that they are material to patentability of any claims of the application. Also, the submission of this Information Disclosure Statement is not an indication that a search has been made by Applicants.

In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby certifies that each item contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

No fees are believed due for consideration of this Supplemental Information Disclosure Statement; however, in the event any fees are determined to be due, please charge any such fees to the undersigned's Deposit Account No. 50-0206.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 is respectfully requested.

Respectfully submitted,

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Dated: May 11, 2009

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